

**A subcommittee of the Fire Safety Code Board of Appeal & Review met in Conference Room 109 at 260 West Exchange Street, Providence, RI on Wednesday, April 5, 2006 at 9:00 AM. Present were Acting Chairman Coutu and Commissioners Blackburn, Filippi and Burlingame. Also present were Executive Director Thomas Coffey, Jr., Esq. and Assistant Administrative Officer Carol Marsella. The subcommittee's recommendations were ratified by the full Board on April 18, 2006. The following appeals were considered.**

**Appeal #040353: Mr. Michael Robertson, for the property located at 1509 Mendon Road in Cumberland. DSFM Christine Kent appeared for the State Fire Marshal's office. The subcommittee recommended a variance from the provisions of section 7.2.2.2.1 on the basis of structural hardship, and granted the Applicant a time variance of 60 days to install approved smoke and carbon monoxide alarms, at the direction and to the satisfaction of the State Fire Marshal's office.**

**Appeal #040445: 29 Lower College Road, Kingston. DSFM Christine Kent appeared for the State Fire Marshal's office. The Applicant failed to appear, and subsequently requested to be rescheduled.**

**Appeal #040428: Mr. Tim LaRose, for the property located at 210 Forest Avenue, Middletown, ADSFM Thomas Karpovitz appeared for the Middletown Fire Marshal's office. The subcommittee recommended approval of the plan of action the Applicant and AHJ had prepared.**

**Appeal #040436: Mr. Jeffrey Burgess, for the property located at 150 Aquidneck Avenue, Middletown. ADSFM Thomas Karpovitz, and Capt. Faria appeared for the Middletown Fire Marshal's office. The subcommittee recommended 120 days to bring this facility into compliance.**

**Appeal #040484: Mr. Barry M. Fonseca, for the property located at 123 Spring Street, Newport. ADSFM Christopher Kirwin appeared for the Newport Fire Marshal's office. The subcommittee recommended a variance to allow the egress stairwell to remain unenclosed pursuant to the installation of a sprinkler system within this facility. The storage under the stairwell will be corrected at the direction and to the satisfaction of the Newport Fire Marshal's office.**

**Appeal #040387: Mr. Brian Casey, for the property located at 565 Tower Hill Road, North Kingstown. ADSFM Gordon Walsh appeared for the North Kingstown Fire Marshal's office. The committee recommended granting the Applicant a time variance of 120 days in which to install a sprinkler system in this facility, and a variance to allow only one means of exit from the third floor office, pursuant to the installation of the sprinkler system.**

**Appeal #040420: Mr. Paul Storti, for the property located at 220 Lt. James Brown Road, North Kingstown. The subcommittee recommended that the Applicant be granted a time variance of 30-45**

days to submit sprinkler plans and have them reviewed by the North Kingstown Fire Marshal's office, with a compliance date of October, 2006. The subcommittee also recommends a variance to maintain the open stairways pursuant to the installation of the sprinkler system.

**Appeal #040422:** Mr. Peter Hendrick, for the property located at 1625 Ten Rod Road, North Kingstown. ADSFM Gordon Walsh appeared for the North Kingstown Fire Marshal's office. The subcommittee recommended a variance to allow the Applicant to maintain the cited suppression system unless or until it fails. At that time it will be replaced with a compliant system. The Applicant must maintain the current menu, and a fryolator may not be utilized.

**Appeal #040446:** Ms. Joanne Shrega, for the property located at 860 North Quidnessett Road, North Kingstown. DSFM Cynthia Dehler appeared for the State Fire Marshal's office. The subcommittee recommended that the Applicant return with the building owner on May 2, 2006 to appear before the full Board.

**Appeal #040381:** Mr. William Connerton, for the property located at 35 Dyer Street, Portsmouth. ADSFM Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. The subcommittee recommended a time variance of 120 days for the Applicant to install a master box within this facility. The subcommittee also recommended that variances be granted, based on structural hardship, to allow the front and rear stairwells remain open at the top, and to allow the current

**dimensions of the rear stairwell to remain.**

**Appeal #040412: Mr. Stephen Maher, for the property located at 805 Middle Road, Portsmouth. ADSFM Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. The subcommittee recommended that a variance be granted from the provisions of Table 6.1.14.4.1 pursuant to the installation of a municipally connected fire alarm system. The committee further recommended that the applicant be granted a time variance of 120 days in which to install a compliant municipally connected fire alarm system, and to address deficiency #2 by means of a plan of action agreeable to by the Portsmouth Fire Marshal's office.**

**Appeal #040427: Mr. Thomas J. McHale, for the property located at 933 Anthony Road, Portsmouth. ADSFM Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. The subcommittee recommended a time variance of 120 days in which to bring the facility's fire alarm system into compliance, and a time variance until July 1, 2008 to have a compliant sprinkler system installed or to change this facility into an organized dining facility.**

**Appeal #040440: Mr. Michael Galvin, for the property located at 657 Park Avenue, Portsmouth. ADSFM Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. The subcommittee recommended a time variance of 30 days to submit and have plans accepted, and an additional 120 days to bring this facility into compliance. The fire**

**door, sealing the kitchen from the stairway will be corrected at the direction and to the satisfaction of the Portsmouth Fire Marshal's office.**

**Appeal :040462: St. Barnabas Church, for the property located at 1697 East Main Road in Portsmouth. ADSFM Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. The subcommittee recommended a variance from the provisions of section 13.3.5.1.1 based on occupancy limits and the fact that the exit discharge is at grade. The fire alarm will be brought into compliance, at the direction and to the satisfaction of the Portsmouth Fire Marshal's office.**

**Respectfully submitted,**

**Carol Marsella**